Supreme Court, U.S.
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No. 00-1925

IN THE

Supreme Court of the United States

CONSOLIDATED DEVELOPMENT CORPORATION and CONSOLIDATED CUBAN OIL & GAS RIGHTS CORPORATION,

Petitioners,

v.

SHERRITT, INC., SHERRITT INTERNATIONAL, INC., CANADA NORTHWEST ENERGY LIMITED, THE REPUBLIC OF CUBA, CUBAPETROLEO, COMMERCIAL CUPET, S.A., UNION DE LAS EMPRESAS DE NIQUEL, GENERAL NICKEL COMPANY, S.A., MOA NICKEL, S.A., INTERNATIONAL COBALT COMPANY, INC., THE COBALT REFINERY COMPANY, INC.,

Respondents.

ON PETITION FOR A WRIT OF CERTIORARI TO THE UNITED STATES COURT OF APPEALS FOR THE ELEVENTH CIRCUIT

SECOND SUPPLEMENTAL BRIEF FOR PETITIONERS

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The Petitioners in this case submitted their Petition for Writ of Certiorari on June 25, 2001. At issue in this case is the application of Rule 4(k)(2), Federal Rules of Civil Procedure, to Canadian corporations which, in partnership with the Republic of Cuba, have been and are now, in violation of international law, exploiting oil properties which were expropriated by the Castro regime forty years ago.

On July 24, 2001, in *Estates of Yaron Ungar And Efrat Ungar, et al. v. The Palestinian Authority, et al.*, 153 F. Supp. 2d 76, 91-95 (D.R.I., Case No. Civ. A.00-105L), the District Court considered the application of Rule 4(k)(2), Federal Rules of Civil Procedure, to an act of international terrorism committed outside the United States.

The acts of international terrorism committed within the United States on September 11, 2001, will surely lead to litigation in which Rule 4(k)(2), Federal Rules of Civil Procedure, will be invoked. Consequently, it would be in the public interest for this Court to issue its Writ of Certiorari in this case, following which authoritative guidance concerning the application of Rule 4(k)(2), Federal Rules of Civil Procedure, could be provided to the District Courts and the Courts of Appeals of the United States.

Respectfully submitted,

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